



U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

**RESPONSE TO NOTICE TO FILE MISSING
PARTS OF NONPROVISIONAL
APPLICATION -- FILING DATE GRANTED**

Docket Number:
1662/50308

Conf. No.
3388

Application Number
09/997,126

Filing Date
November 29, 2001

Examiner
**Not Yet
Assigned**

Art Unit
1614

Invention Title
**NOVEL CRYSTAL FORMS OF ATORVASTATIN
HEMI-CALCIUM AND PROCESSES FOR THEIR
PREPARATION AS WELL AS NOVEL PROCESSES
FOR PREPARING OTHER FORMS**

Inventor(s)
Judith ARONHIME et al.

Address to:

Assistant Commissioner for Patents
Washington D.C. 20231
Box Missing Parts

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231 on

Date: *May 13, 2002*

Paul Johnson
Signature **Paul Johnson (Reg. No. 35,559)**

Sir:

To complete the filing requirements for the above-referenced application under 37 C.F.R. § 1.51, enclosed please find a Declaration signed by the inventors and an Appointment of Power of Attorney by Assignee of Entire Interest. The Notice to File Missing Parts of NonProvisional Application dated February 13, 2002 is also enclosed.

Also enclosed are thirteen (13) sheets of formal drawings which comply with the margin requirements of 37 CFR 1.84(g).

1. The Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 1.16(e) surcharge fee of **\$130.00** and any additional fees to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.
2. Applicants hereby request a **one-month extension of time** for respond to the Notice of February 13, 2002 which set a **two-month** period for response. The extended period for response expires on May 13, 2002. Please charge the \$110.00 extension fee to the deposit account of Kenyon & Kenyon, deposit account number **11-0600**.

COPY OF PAPERS
ORIGINAL FILED

2. A duplicate of this sheet is enclosed.

Date: *May 13, 2002*

By: *Paul Johnson*
Paul Johnson
Reg. No. 35,559

KENYON & KENYON
One Broadway
New York, N.Y. 10004
(212) 425-7200 (telephone)
(212) 425-5288 (facsimile)

200250 9274660



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/997,126 | 11/29/2001 | Judith Aronhime | 1662/50308 |

26646
KENYON & KENYON
ONE BROADWAY
NEW YORK, NY 10004



CONFIRMATION NO. 3388

FORMALITIES LETTER



OC000000007468375

Date Mailed: 02/13/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(i) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

A copy of this notice **MUST** be returned with the reply.

L MOGUSS

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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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